

# **EXHIBIT 52**

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January 2, 2007

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Client No.  
T54563-00001

**VIA FACSIMILE AND  
REGULAR U.S. MAIL**

Travis T. Tygart  
Senior Managing Director and General Counsel  
U.S. Anti-Doping Agency  
1330 Quail Lake Loop, Suite 260  
Colorado Springs, Colorado 80906-4651

Re: *USADA v. Floyd Landis, AAA Case No. 30 190 00847 06*  
*Illegal Testing of B Samples*

Dear Mr. Tygart:

I called you today in an attempt to come to a resolution with respect to the proposed retesting of samples taken during the 2006 Tour de France and the retesting of out-of-competition samples as set forth in your December 27, 2006 letter. In an effort to avoid unnecessary litigation with respect to this matter, I reiterate my earlier demand that you immediately (1) cease this illegal retesting procedure and (2) direct a request to the Laboratoire National du Dopistage ("LNDD") to cease this illegal retesting procedure with a copy of that request to me. Reserving all of our arguments with respect to the proposed illegal retesting, it is clear that your proposal violates provisions of the UCI Anti-Doping Rules, the World Anti-Doping Agency ("WADA") International Standard for Laboratories, the USADA protocol and the WADA Results Management Guidelines, among others.

What is at issue here is whether sufficient evidence exists to find Mr. Landis had the presence of exogenous testosterone within his system in the test administered after Stage 17 of the 2006 Tour de France. The violation of these foregoing rules is even more troubling given your described intended use of any potential adverse results of that illegal retesting, which is to bolster the allegations contained in the instant case. In his entire racing career, Mr. Landis has

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JAN 02 07 05:00PM GIBSON DUNN & CRUTCHER #5168

USADA 1326

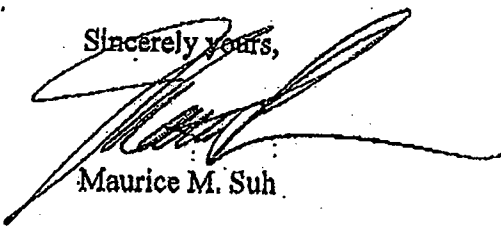
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received notice of no other doping violation and has never been informed of any positive test result aside from the one currently at issue.

It thus appears that the illegal testing of the samples that you propose is designed to inflict irreparable injury on Mr. Landis by (1) smearing his reputation, (2) invading his privacy and (3) destroying evidence that may later on be valuable with respect to this case. Please be advised that we intend to hold you responsible for each of these harms.

Failure to comply with our request to desist in the illegal testing described in your correspondence of December 27, 2006 by January 5, 2007 will force us to take appropriate action to protect Mr. Landis' interests.

Sincerely yours,



Maurice M. Suh

MMS/td

cc: Dr. Jacques de Ceaurriz, Director  
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